1 STEVEN T. JAFFE Nevada Bar No. 007035 sjaffe@lawhjc.com JOHN M. ORR Nevada Bar No. 14251 3 jorr@lawhjc.com 4 5 HALL JAFFE & CLAYTON, LLP 7425 PEAK DRIVE 6 LAS VEGAS, NEVADA 89128 (702) 316-4111 7 FAX (702) 316-4114 8 Attorney for Defendants, Metropolitan Group Property and Casualty 9 Insurance Company UNITED STATES DISTRICT COURT 10 DISTRICT OF NEVADA 11 12 MARIA N. PRESLEY, individually, CASE NO. 2:16-cv-02440-JCM-CWH 13 Plaintiffs. STIPULATION TO REMAND ACTION 14 AND DISMISS PLAINTIFF'S SECOND. VS. THIRD, AND FOURTH CAUSES OF 15 METROPOLITAN GROUP PROPERTY AND **ACTION; ORDER THEREON** CASUALTY INSURANCE COMPANY, a 16 Pennsylvania company; DOES I -X, and ROE CORPORATIONS I-X, inclusive, 17 Defendants. 18 19 20 21 MARIAN N. PRESLEY("Plaintiff") and METROPOLITAN GROUP PROPERTY AND 22 CASUALTY INSURANCE COMPANY and DOES I -X, and ROE CORPORATIONS I-X ("Metlife" 23 or collectively "Defendants") stipulate as follows: 24 On August 17, 2016, Presley commenced an action in Nevada State Court, Eighth 1. 25 Judicial District, entitled MARIA N. PRESLEY vs. METROPOLITAN GROUP PROPERTY AND 26 CASUALTY INSURANCE COMPANY, a Pennsylvania company; DOES I -X, and ROE 27 CORPORATIONS I-X, inclusive, case number A-16-741954-C (the "Action"). 28

- 2. On October 19, 2016, Defendants filed a Notice of Removal of the Action pursuant to 28 U.S.C. § 1332 with the United States District Court for the District of Nevada.
- 3. On October 19, 2016, Defendants completed the removal process by filing a conformed copy of the Notice of Removal with the Eighth Judicial District Court.
- 4. After some discussion, the Parties have agreed that the Action will be remanded to the Eighth Judicial District Court.
- 5. The Parties further stipulate that Plaintiff voluntarily dismisses her Second, Third, and Fourth Causes of Action against Defendants with prejudice.
- 6. The Parties further stipulate that the Action be remanded to the Eighth Judicial District Court and that the Parties will stipulate to participating in the court-annexed arbitration program in accordance with the Nevada Arbitration Rules.

DATED this 4 day of January, 2017.

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Maria N. Presley

ORDER

On January 5, 2017, the Parties to the above-referenced action filed a Stipulation to Remand Removed Action. The Court having reviewed the stipulation and good cause appearing, orders as follows:

- 1. The Parties' stipulation is approved;
- 2. District of Nevada Case Number 2:16-cv-02440 styled MARIA N. PRESLEY, v.

METROPOLITAN GROUP PROPERTY AND CASUALTY INSURANCE COMPANY, a

Pennsylvania company; DOES I -X, and ROE CORPORATIONS I-X, inclusive is hereby remanded to the Eighth Judicial District Court. Plaintiff's Second, Third, and Fourth causes of actions are dismissed with prejudice.

IT IS SO ORDERED

DATED January 6, 2017.

UNITED STATES DISTRICT JUDGE